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IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, ) CR. NO. S-04-079 LKK  
Plaintiff, )  
STIPULATION and ORDER  
MARCUS EDWARD MOORE, )  
Defendants. )

Defendant Marcus Edward Moore, through Randall G. Knox,  
Attorney At Law, and the United States of America, through  
Assistant U.S. Attorney Kenneth J. Melikian, agree to vacate the  
status conference scheduled for August 23, 2005. The parties  
further stipulate that a status conference be placed on the  
court's September 20, 2005, calendar.

The parties have been continuing their negotiations in this  
case, and are attempting to reach a package disposition with this  
case and a similar case against the defendant for which he has  
been indicted in the Northern District of California. Both  
parties have been in contact with the Assistant U.S. Attorney in  
the Northern District in an effort to reach a package disposition,  
but more work still needs to be done to reach that goal.

1 For these reasons, the parties request that the status  
2 conference in this case be continued to September 20, 2005. The  
3 parties further agree that time should be excluded through  
4 September 20, 2005, from computation under the Speedy Trial Act  
5 pursuant to local code T4 (18 U.S.C. § 3161(h)(8)(B)(iv)) in order  
6 to allow defense counsel to prepare his case.

7 DATED: August 19, 2005

Respectfully submitted,

8 MCGREGOR W. SCOTT  
9 United States Attorney

10 /s/ Kenneth J. Melikian  
11 KENNETH J. MELIKIAN  
Assistant U.S. Attorney

12 DATED: August 19, 2005

13 /s/ Kenneth J. Melikian  
14 RANDALL G. KNOX  
Attorney for Defendant  
(Signed by Kenneth J. Melikian  
15 per telephonic authorization by  
16 Randall G. Knox)

17  
18 IT IS SO ORDERED.

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20 DATED: August 22, 2005

/s/ Lawrence K. Karlton  
21 HONORABLE LAWRENCE K. KARLTON  
22 Senior, U.S. District Court Judge  
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